

MINUTES
TOWN OF FREDERICK
BOARD OF TRUSTEES
Frederick Town Hall
August 25, 2009
7:00 p.m.

Attendance: Mayor Eric Doering, Mayor Pro Tem Sue Wedel, Trustees Gerry Pfirsch, Jim Wollack, Tony Carey and Amy Schiers. Also present were Town Administrator Derek Todd, Town Attorney Rick Samson, Town Clerk Nanette Fornof, Engineering Director Dick Leffler and Assistant to Town Administrator Jordan Eichem. Audience was also present.

ROLL CALL Mayor Doering called the regular meeting to order at 7:00 p.m.; role call was taken and all Trustees were present except Trustee Liberta Hattel.

PLEDGE OF ALLEGIANCE Mayor Doering led the audience in the Pledge of Allegiance.

ADDITIONS OR DELETIONS TO THE AGENDA There were no additions or deletions to the agenda.

PUBLIC COMMENT

Bill Meier, United Power stated to the Board of Trustees, that he has been an employee for United Power for 30 years; the Town of Frederick, among other entities is his job responsibility, which he enjoys since he is located in this area. Meier's has enjoyed working with the Town of Frederick and looks forward to working together on the Operations and Maintenance portion of the agreement. Another reason Meier's was attending the meeting was to provide a check to the Town in the amount of \$33,368; the check is for the Year 2009 Capital Credit Return.

Mike Hattel and April Wollack Miners' Day Celebration Committee members provided the "happenings" for Miners' Day, September 19, 2009. The day will be full of fun, food and entertainment; there will hot air balloon events, wine tasting, kids games, a parade, singing groups, vendor booths and then the day will end with fireworks. Letters requesting sponsorship, parade participation and vendor booths have been sent. The committee is excited about this year's event.

STAFF REPORTS

Administrative Report Town Administrator, Derek Todd, provided the Board with the Administrative Report which highlighted the following items: Home Rule Charter process, Miners' Memorial Day 2009, New Newsletter Format and Upcoming Board of Trustees Work Sessions. The Engineering Department provided information about Raw Water Irrigation, Building Permit Activity, Fence and Accessory Building Information, Pavement Management Program and Letters of Credit for Public Information. The Finance and Human Resources Department provided information about Recruitments, New Data

Management Software and Year 2008 Audit. The Municipal Court Department provided information about the agreement for Municipal Jail Services. The Planning Department provided information about the 2010 Census, Bulrush Wetlands and Downtown Development Study. The Police Department provided information about the Regional Communication Center, Grant Award, DUI Enforcement and Crossing Guards.

Town Attorney Report Town Attorney Rick Samson provided the Board of Trustees with a written Status Report. There being no questions or comments, Mayor Doering went on to the Action Agenda.

ACTION AGENDA

AM 2009-074, To Consider Granting Permission to American Legion Post 1985 to Use a Portion of Crist Park for the Operation of a "Beer Garden" at the 2009, Miners' Day Memorial Celebration The American Legion Post 1985 requested a Special Event Permit (Liquor License) for the operation of a Beer Garden at the Miners' Day Memorial Celebration. The Special Event Permit Application can be approved administratively, however the American Legion Post 1985 also needs to have permission from the Town Board of Trustees to utilize a portion of Crist Park for operation of the Beer Garden. Motion by Trustee Wollack to give permission to American Legion Post 1985, use of Crist Park, who will be hosting a Beer Garden on September 19, 2009, motion was then seconded by Trustee Carey, motion carried unanimously.

Town Administrator Derek Todd, requested the Board to make a motion granting permission to have alcohol at Crist Park and Centennial Park. There will be Wine Tasting at Crist Park on September 18, 2009; on September 19, 2009, the Hot Air Balloon Event will be hosting a champagne brunch at Centennial Park. Motion by Trustee Carey to allow the Town of Frederick to have alcohol at Crist Park on September 18th from 7-9p.m. and Centennial Park on September 19th, Trustee Pfirsch seconded the motion and motion carried unanimously.

CONSENT AGENDA

Motion by Trustee Pfirsch to approve the Consent Agenda with the following items; Approval of the List of Warrants for August 25, 2009, and Approval of the August 4, 2009 (two sets of minutes), Special Meeting Minutes and August 11, 2009, Regular Meeting Minutes. Trustee Wollack seconded the motion and motion carried unanimously.

AM 2009-075, Adopt an Ordinance Amending the Frederick Municipal The proposed ordinance revises the sidewalk maintenance portion of the Frederick Municipal Code. The ordinance clarifies the maintenance responsibilities of adjacent landowners as it relates to repairs of sidewalk, curb and gutter, disabled access ramps and drainage pans. The proposed ordinance includes modifications that references "Sidewalk" repair are replaced with "Sidewalk, Curb and Gutter"; the area of coverage for the ordinance is clarified by replacing "portions of Old Town and later

subdivided property: with "Town boundaries"; clarifies confusing language and clarification if the Board of Trustee or Town staff will initiate different actions to resolve the issues. After discussion the Board informed staff that the ordinance specifies Sections 11.75, 11.77 and 11.78 will be considered and implemented by staff and appeals will go before the Board. Motion by Trustee Wollack to approve Ordinance #1006, AN ORDINANCE OF THE TOWN OF FREDERICK COLORADO, REGARDING AMENDMENTS TO CHAPTER 11, ARTICLE IV, OF THE TOWN OF FREDERICK MUNICIPAL CODE, 1992, as amended by the Board of Trustees, Mayor Pro Tem Wedel seconded the motion and motion carried unanimously.

MAYOR AND BOARD REPORTS

Trustee Carey had nothing to report.

Mayor Pro Tem Wedel inquired about attendance to the Juvenile Assessment Center 2nd Annual Heroes' Celebration Dinner.

Trustee Wollack made comment about recruiting additional Commission members; this issue could be part of the Communication Plan.

Trustee Schiers made comment regarding "sandwich board signs"; if the business owners are in compliance with the provision defined in the Frederick Municipal Code and if the Board should consider directing staff to modify this portion of the Code.

Trustee Pfirsch made mention about the issue of lacking Commission members for Board approved Commission and the DRCOG upcoming meeting schedule.

Mayor Doering made mention about the issue regarding changing the street name at Weld County Road 5; staff indicated they will be meeting with Weld County Public Works Director and Weld County Commissioners to come to some resolution of the issue. More information will be provided to the Board at a later date.

Mayor Doering reminded the Board that on September 29, 2009, there is a joint meeting with the Town and Carbon Valley Recreation District; the Board is to compile questions they (the Board) would like the Recreation District to address. Mayor Doering also reminded the Board about the September 1, 2009, quarterly joint meeting with the Town of Firestone, City of Dacono and Carbon Valley Chamber of Commerce.

There being no further discussion, Mayor Doering closed the regular meeting at 8:34p.m. The Board cancelled their Executive Session following the Regular Meeting.

Approved by the Board of Trustees

Eric E. Doering, Mayor